App. F. IX-4

Previous References
Legis 36-22 (1-3)

P-282E

Serial Nos. 1 - 2

preserve

Later References
G.S 13-27 (2.5)
GS 13-38 (3.5

General and Revenue Secretariat.

Serial Nos. Jail

Part B for Amps

SUBJECT

Amendment of Form 7 of the III rd Schedule of the Mysore Companies Act

---

R. Comp. no 269 to 285 & 27

to

Compiler Mysore Gazettee

Direct that the alterations referred to - in Sl
be made in Form 7 in the III rd Schedule
of the Companies Regulation no VIII of

FILE HEADING:

Re Amending S. 7 of [illegible] and [illegible]
9 of the Mysore Companies Act.

From The Manager, the Bank of Mysore Ltd. Bangalore.

Commerce ~~and Industry~~ on Tariffs of New Delhi, the 29th March 1927 (vide extract thereof in the letter)

2 The Mysore Companies Regulation may be so be amended by the Govt. by the powers vested under section 151 (2) therein The Form F referred to in section 132 (2) of the Mysore Co Regulations is not annexed thereto.

3 An extract of the Resolution no 2 of the letter under reference has been made over to the Stamp Section for necessary action.

31/5.

4 The delay in submission of this file is due to our efforts to get at the original of the Gazette notification (either Govt of India or Bombay Govt) Containing the amendment referred to -

5 In spite of our very best efforts we have not been able to get at the Notification All offices in Bangalore including Customs were tried but

this was not told

6 Re- the amendment itself the Govt of India have adopted it. It does on act closely follows mei

7 As far as I remember even now I do not think the Mysore Bank is shown any special column for Provision for Bad & doubtful debts But this question does not perhaps arise

8 The law dept may be consulted re- the proposed amendment.

9 It may also be pointed out that by some omission Form 7 is not provided at all in the third Schedule of the Mysore Companies act. It is not clear how there has been this omission

Bs
7/6

7/8/61 10. The submission of this file to us should not have been delayed. There are 2 questions involved

(1) Amendment of Form 7 of Schedule III of the Companies Regulation Act. and

(2) Amendment of the Stamp Regulation.

The opinion of the Registrar of Joint Stock Banks, and of the Stamp Commr should have been invited in respect of (1) & (2) respectively.

11 The first is a simple matter and does not require much consideration. We may follow the Govt rules as they exist at

As regards the Second proposal which involves loss of revenue, the validity of law, and the opinion of Revenue Board should be taken before the Case is carefully examined -

I think both the cases have to be dealt with by the Govt. Secy, to whom the file is forwarded with enquiries -

GS
4.6.47.

AS

13 I think there is some mistake - are there two cases dealt with in the Sect? RG 8/6.

14 These questions are not-being dealt with in our Branch.

Secretary 8/6

15 Returned with Compts

Finished RG 9/6

16 The file, if approved, will be transferred to the Development Sectt., as questions relating to Joint Stock Companies are dealt with there.

WW 12/6

Yes -

BG 12/6

The H Branch is taking action on the Secn question (Stamping of cheques) -

18 Regarding the other point, viz - Amend: of Form F. proposed by the Bank of Mysore, may be stated that Form F. is not one

G. R. S. 12]

General and Revenue Secretariat.

G. F. File No. 254 of 1926

Serial No.

the form annexed to the Mysore Companies Regulation (Copy put up). The Bank of Mysore request early orders as to enable them to prepare the Balance Sheet for this half year in the amended form If appears it is now too late to introduce this amendment (legislation) before the next session of the Legn. Council. (Law Dept may be consulted on this point as also on the question whether the introdn of the amended form (F) is not in the nature of legislation)

19/ The Regr of joint Stock Companies may be also consulted v.o.[illegible] on the proposed amendment

Secy D)

MR
15/6

MR
16-6-27

2°/ forwarded v.o.[illegible] with compliments to the Registrar of joint Stock Companies, for favour of expression of his opinion on the first proposal of the Mysore Bank. The file may be returned with his views, very early.

BD.
Medaiyanekanye
for Secy to Govt D.

16-6-27.

No. 223 of 26

P.T.O.

8485

G. R. S. 12]

General and Revenue Secretariat. | File No. of 191

Serial No.

U.O. No. 5 J.S. Dated Camp Mysore, 18th June, 27

2. I do not quite follow why it is stated that Form F of the Third Schedule is not printed in the Companies Regulation. In the copy of the Regulation in my office, printed in 1917, Form F is printed on page 159.

2. Please put up a draft reply, as proposed by the Companies Regn.
9/6/27

2. On the merits, the petition to the Government of India sent along with the letter from the Bank of Mysore explains the reasons fully and the Government of India have accordingly altered the Form. We may also alter the Form similarly. No legislation is necessary for the purpose as Section 151(2)(b) of the Regulation clearly empowers Government to alter the form and publish it in the Gazette. The Government of India have taken action under the same section.

Rajagopal

Registrar of Joint Stock Companies in Mysore.

GEN. & REV. SECRETARIAT. 19 JUNE 1927 DEVELOPMENT BRANCH.

To-
The Secretary to Government,
Development Department,
with compliments.

Serial No.

26 The omission of the other two forms, seems to be due to an oversight in the Govt Press.

27 A separate refee may be made to the Press about this

Ragde D.

WB 28/6

WB

Immediate.

24 Two Copies of the Mysore Conveyance Regulation are put up

25 Forms F. & G. of the III Schedule and the IV Schedule are not annexed to the latest copy of the Regulation whereas they are annexed to the copy printed in 1914 as referred to by the Regn. of J.S. Cell Subs with Refee to para 23.

WB 21.6.27. 22-6-27

28 Please put up a Dft notifn. under Sec 151. of the Regn introducing the amended form F

WB 23/6.

29 A draft notification is put up.

WB. 23.6.27.

30 Dft notifn may be a Sec D)

WB 23/6

Office - Please put up an amended Form (F) before Subm

24/6

WB

3d Member 33

WB 25/6/27

25/6

An amended form is put up. Amendments are shown in red type.

WB 25.6.27.

34 Issue

WB 25/6/27

WB

Serial No.	
2	No D Camp 269 dt 25-6-27. To, The Controller Mysore Gazette, Directs that the alterations as referred to in Sl 1 be made in Form F in the third Schedule of the Mysore Companies Regulation No VIII of 1914 Forwards Copies of the above to the Manager, Mysore Bank. Registrar of J.S. Cos, Director of Hc, The Comptroller Press Table. No C 28/29604 dt 28.6.27. From, The Manager, Mysore Bank. Acknowledges with thanks the receipt of the above.
3.	No C 28/29609 dt 28.6.27 From The Manager, Mysore Bank. In reference to Sl 2 requests to return the Copy of the petition forwarded by the Central Bank of India dt, The Bank of India dt & The Allahabad Bank dt forwarded to the Chief Secty with his office letter No P.C. 585 dt 30-1-[illegible]

App. F. III—2]

190/8 8071 9

General and Revenue Secretariat. File No. 34 of 1926.

Serial No.

35) Dew Secty's order on the letter :-
"Please Carefully"
(Sd/-) N.R.
29.6.27.

36) Seibd with a draft. Action will be taken with re to para 24 after the issue of the draft

37) JW.

30.6.27.

38) Dft appd. Pleau issue.
WD
30/6

4 To The Manager, Bank of Mysore, Bangalore. No. D. 229 1.7.27
Forwards the copies of the petitions as requested in sl. 3.

31) It is ascertained ~~from the Protection~~ in that action, re the omission refd to para 25 supra, was taken in the Protection Branch so no further action is necessary Subd with refce to para 27.

1/7/27

40) Protection Branch for putting up connected file with a copy of endsn no. 9967 wherein the omission has been rectified.

App. F. III—2]

190

General and Revenue Secretariat. | File No. of 192

Serial No.

The file regarding the printing of Mysore Code Vol VI in which Regn VIII of 1917 is contained has been destroyed and it is not possible therefore to find out whether action was taken or not to rectify the omission

Vol VI which was printed in 1921 does not also contain Form 7 At the time of reprinting this Code, the omission may perhaps be got rectified

Sd/- with reference to para 40

Sd/- 11/7

The omission occurred while Vol VI of the Code was being printed separately

The mistake was found out in 1922-23 when a demand was received for copies of Vol VI and the Secretariat copy was found to be incomplete

The deposit registers were gone through. There are no papers relating to the issue of Correction Slips in the matter

Two copies of the Companies Regn are put up. There is no mistake in the Copy printed in 1917. There is omission in the other Copy.

The Record may perhaps be requested to put up Correction Slips issued if any, issued to copies of the Mysore Companies Regulation 1917 reprinted in 1921 and also Vol VI of the Mysore Code printed in the same year.

A To the General Records for Record

~~Secretariat Assistant~~ sending copies of the

The file wherein the correction slip have been issued is put up hereunto

With reference to para 40

5/8/27

Subd with refce to para 40 supra.

10.8.27

Please bring up on

Thanks. No further action necessary. May

9-8-27

Subd

This may now be sent to the Financial Branch for information & taking back the linked file with Daily No. D 5378 Main & returning the file.

24-8-27

Please from this the Remarks in the 2nd draft with the copy

2/9/27

B.

GEN. & REV. SECRETARIAT
DEVELOPMENT BRANCH

G.R.S. 111—31

Routine

7 May D5162 Spl. memo no 304

GEN. & REV. SECRETARIAT
15 JUNE 1962
DEVELOPMENT BRANCH.

Mesrs Bala Mansingh
& Co. copy
from of Balance sheets in
Mysore (from F.) Johns
to proceed to B. India
to inspect y accts

JM
6627

To Genl Secy with Compliments.
The file on the subject has been
sent separately.

6.6.62.

RB
6/6. file please
Obtain this file from
Secretariat 2nd 7/6

G.R.S. III—3]

Routine Notes.

ALL COMMUNICATIONS TO BE ADDRESSED TO THE MANAGER.
TELEGRAPHIC ADDRESS: "MYSOREBANK"
No. P.C. 585

J. S. 37-26-1

The Bank of Mysore, Ltd.,
P.O. BOX No. 37.

Bangalore, 30th April 1927.

5058

Rees 2/5/27
To file says with compliments

N. Madhava Rao, Esq., B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

GEN. & REV. DEPT. 8861 27 JUNE 1927 DEVELOPMENT BRANCH.

Dear Sir,

a/c. for immediate 2/5/27 (Make in 6-2 Cases)

The Board of Directors of this Bank at their meeting held on the 29th instant passed the following Resolutions:-

"(1) Mysore Companies' Regulation.

It was resolved that an application be made to the Government of Mysore to amend Form F. of the 3rd Schedule of the Mysore Companies Act as has been done by the Government of India.

(2) It was further resolved that the Government of Mysore be moved to exempt Cheques and Bills of Exchange drawn "On Demand" from stamp duty as has been done by the Government of India."

As regards Resolution No.1, a Government of India Department of Commerce Notification on Tariffs, dated New Delhi, the 29th March 1927, published in the Gazette of India Extraordinary, states:-

"In pursuance of sub sections (2) and (3) of Section 151 of the Indian Companies Act, 1913, (VII of 1913), the Governor General in Council is pleased to direct that the following alterations shall be made in Form F. in the Third Schedule to that Act, viz.,

(1) In the column headed "Capital and Liabilities" to the sub-head "Provision for Bad and Doubtful Debts", the words and brackets "(in the case of companies other than banks)" shall be added.

(2) In the column headed "Property and Assets" in

the sub-head "Book Debts" - (a) after the words "Book Debts" the words and brackets "(other than bad and doubtful debts of a bank for which provision has been made to the satisfaction of the auditors)" shall be added; and (b) for the words "in all cases" where they first occur, the words "in all other cases" shall be substituted."

Enclosed is a statement in showing the existing form in which accounts have to be published under the Mysore Companies Regulation and the modifications proposed to be made.

The alterations made in Form F. by the Government of India are the result of a petition presented to the Governor General in Council by the Central Bank of India, Ltd., The Bank of India, Ltd., and The Allahabad Bank, Ltd. As the Imperial Bank of India is governed by its own Act, the Managing Governors did not join in the petition but they informed the Petitioners that they fully agree with the submissions contained in the petition.

I enclose a copy of the petition referred to, which I request you to treat as strictly confidential.

In conclusion I beg leave to point out the necessity of taking immediate action in the matter of the amendment of Form F. so that the Balance Sheet of this Bank for

the present half year ending 30th June next may be in conformity with the form adopted by the Banks registered in British India.

Yours faithfully,

MANAGER.

CAPITAL AND LIABILITIES.

EXISTING.

Provision for Bad and Doubtful Debts.

AMENDED.

for Bad and Doubtful Debts.(In the case of Companies other than Banks)

PROPERTY AND ASSETS.

EXISTING

BOOK DEBTS:

Distinguishing in the case of a Bank betw those considered good and in respect of which t Bank is fully secured and those considered good for which the Bank holds no security other than the Debtor's personal security,and distinguishi in all cases between debts considered good and debts considered doubtful or bad. Debts due by Directors or other Officers of the Company or any of them either severally or jointly with an other persons to be separately stated in all ca

AMENDED.

BOOK DEBTS:

"(Other than Bad and Doubtful Debts of a Bank for which provision has been made to the sfaction of the Auditors)"

Di-stinguishing in the case of a Bank een those considered good and in respect of h the Bank is fully secured and those idered good for which the Bank holds no rity other than the Debtor's personal rity and distinguishing in all other cases een debts considered good and debts consi- d doubtful or bad. Debts due by Directors ther Officers of the Company or any of the er severally or jointly with any other ons to be separately stated in all cases.

CAPITAL AND LIABILITIES

Capital:-

Authorised Capital..... shares of Rs..... each.

Issued Capital ..... shares of Rs.....each

Subscribed Capital ..... shares of Rs.....each

Amount called up at Rs..... per share .....
Less - Calls unpaid ... ...

Add- Forfeited shares(amount paid up) ... ...

Reserve Fund or Development Fund ..

Any sinking Fund ... ...

Any other Fund created out of net profits. ... ...

Any pension or Insurance Fund ...

Provision for Bad and doubtful debts(in the case of companies other than Banks) ... ...

Loans on Mortgage or Mortgage Debenture Bonds. ... ...

Loans otherwise secured . ...
(stating the nature of security)

Loans unsecured. ... ...

Interest. ... ...

Accrued on Mortgages, Debentures or other secured loans.

Unclaimed dividends. ... ...

Liabilities ... ...

For goods supplied ... ...
" Expenses ... ...
" Acceptances ... ...
" Other finance ... ...

Advances Payments and unexpired discounts. ... ...

&c &c &c

Arrears of cumulative preference dividends. ... ...

PROPERTY AND ASSETS.

Fixed Capital Expenditure.

Distinguishing as far as possible between expenditure upon good-will, land, buildings, leaseholds, railway sidings, plant, machinery, furniture, development of property, patents, trade marks and designs, interest paid out of capital during construction, etc., and stating in every case the original cost and the total depreciation written off under each head)

&c &c &c

Book debts(other than Bad and Doubtful debts of a Bank for which provision has been made to the satisfaction of the Auditors)

(Distinguishing in the case of a Bank between those considered godd in and in respect of which the Bank is ful secured and those considered good w for which the Bank holds no securit other than the debtor's personal security, and distinguishing in all other cases between debts considere good and debts considred doubtful bad. Debts due by Directors or ot officers of the Company or any of them either severally or jointly wi any other persons to be separately stated in all cases)

&c &c &c

h and other balances

Amount in hand.
Balances with Agents and Bankers
(in detail showing whether on deposit or current accounts, etc.)

Profit and Loss(giving, in the case of debit balance, details as far as possible as in the case ofacredit

ALL COMMUNICATIONS TO BE ADDRESSED
TO THE MANAGER.
TELEGRAPHIC ADDRESS: "MYSOREBANK"

B 26
No. 23871

The Bank of Mysore, Ltd.,
P.O. BOX No. 37.

Bangalore, 25th May '27.

5025

To the Branch &
the Ltr. may be acknd with
Best wishes
Course
Sent 26/5

M. Madhava Rao, Esq.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,

Dear Sir,

May I remind you of my letter of the 30th April last transmitting certain resolutions of the Board of Directors of this Bank with reference to

(1) Mysore Companies Regulation, and

(2) Exemption to cheques and Bills of Exchange drawn "On Demand" from stamp duty.

In the concluding paragraph of my letter I pointed out the necessity for taking immediate action in the matter of the amendment of Form "F" so that the Balance Sheet of this Bank for the present half year may be in conformity with the form adopted by the Banks in British India.

I shall be much obliged if you will take early action to ensure that the request of the Bank may be granted.

Yours faithfully,

MANAGER.

Pl
draft Subd
Forme
The main file was transfd to Genl Secy on 6.6.27.

Section

File No.

Serial No.

No. H 895-2

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *192*

Date of issue 28.5.27

Signed by M.B.S.R

To

The Manager,

Bank of Mysore,

Banga

Sir,

I am directed to acknowledge the receipt of your letter no: C 28/23871 dt 25.5.27 addressed the Chief Secretary to Govt and to state that the matter is engaging the attention of Government.

I have &c,

for Financial Secy:
Govt.

List of enclosures .....

Copied by .....

Examined by .....

Notification.

In exercise of the powers conferred by Section 151 (2) and (3) of the Mysore Companies Regulation No.VIII of 1917, the Govt. of H.H. the Maharaja are pleased to direct that the following alterations be made in Form F in the third schedule to that Regulation, viz.,

(1) In the column headed " capital and liabilities" to the sub head "Provision for Bad and Doubtful Debts" the words and brackets "(in the case of Companies other than Banks)" shall be added.

(2) In the column headed "Property and Assets" in the sub-head "Book Debts" (a) after the words "Book Debts" the words and brackets "(other than Bad and Doubtful Debts of a Bank for which provision has been made to the satisfaction of the Auditors)" shall be added, and (b) for the words "in all cases" where they first occur, the words "in all other cases" shall be substituted.

The portion amended, will, after amendment, read as follows: -

1. Provision for Bad and Doubtful Debts (In the case of Companies other than Banks).

2. Book Debts - (Other than Bad and Doubtful Debts of a Bank for which provision has been made to the satisfaction of the Auditors).

Distinguishing in the case of a Bank between those considered good and in respect of which the Bank is fully secured and those considered good for which the Bank holds no security other than the debtor's personal security and distinguishing in all other cases between debts considered good and debts considered doubtful or bad. Debts due by Directors or other Officers of the Company or any of them either severally or jointly with any other persons to be separately stated in all cases.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

The Bangalore Press 2033-26
Form No. 164—20,000

All Communications to be addressed
TO THE MANAGER

9

The Bank of Mysore, Ltd.

026/9601

Bangalore. 28th June 1927.

GEN. & REV. SECRETARIAT.
29 JUNE 1927
DEVELOPMENT BRANCH.

The Secretary to
Government Development Departments,
General and Revenue Secretariat,
Camp, M Y S O R E.

Dear Sir,

Re: Amendment of Form F. of the third schedule of the Mysore Companies Act.

We beg to acknowledge with thanks receipt of your letter No. D. 269 Camp., dated 27th instant enclosing copy of notification issued on the above subject.

Yours faithfully,

J. W. Ghurd
Manager.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

The Bangalore Press 2033-26
Form No. 164—20,000

All Communications to be addressed
TO THE MANAGER

No. AC 29 29609

G.S. 34-21-3.

The Bank of Mysore, Ltd.

Bangalore,
28th June '27.

GEN. & REV. SECRETARIAT
30 JUNE 1927
DEVELOPMENT BRANCH.

The Secretary to Government,
Development Department,
General & Revenue Secretariat,
Camp, Mysore.

Please comply 1C 29 6 27

Dear Sir,

With reference to your letter of the 27th June forwarding a copy of the Notification re. amendment of Form F. of the third schedule of the Mysore Companies Act, I shall thank you to be good enough to return me the copy of the petition presented by the Central Bank of India, Ltd., The Bank of India, and The Allahabad Bank, Ltd., which was forwarded to the Chief Secretary to Government with my letter of 30th April last.

Yours faithfully,

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the — *192*

Date of issue 1.7.27

Signed by W W Chary

Section J2.

File No. 37-26.

Seria No. 4

No. D. 22 & 1/7/27

Enclosure

To

The Manager,
Bank of Mysore,
Bangalore

Sir,

As desired in ~~with reference to~~ your letter No C 38/29609 & 28-6-27 I am directed to return herewith, ~~as claimed by you~~, the Copy of the petition presented by the Central Bank of India Ltd, the Bank of India Ltd and the Allahabad Bank Ltd, forwarded to the Chief Secty with your letter No P-C. 585 & 30-4-27.